

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO:		5. DATE OF REQUEST:	NEED RESPONSE BY:
<input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:		02/10/2017	02/23/2017
2. REQUESTOR NAME:		6. COUNTY/ORGANIZATION:	
3. PHONE NO.:		Calaveras County	
4. REGULATION CITE(S):		7. SUBJECT:	
MPP 63-506(b)(7)(A1) , (8) & (9)		Indian General Welfare Benefits	
9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):		8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s).	
		PL 113-168	

The h/h is receiving funds from the Federated Indians of Graton Rancheria. They are expected to receive \$3372.59 per quarter distributed per capita. The h/h is also expected to receive funds designated as General Welfare benefits of \$2,050.00 for the client, and \$1,250 each for her two children per quarter. These funds are nontaxable. The Rancheria provided a letter that states the funds are designated as "General Welfare" benefits and are available based on financial need. A copy of the letter is attached. The Rancheria also stated the General Welfare Benefits fall under PL 113-168. Our question is regarding the General Welfare funds. Do the funds fall under MPP 63-506(b)(7)(A1), and any monies that exceed \$2000 per year, per person, are treated as unearned income? If not, do the funds fall under MPP 63-506(8) and are excluded as a resource or income under the Indian Child Welfare Act child and family service grant programs (note: the Rancheria is located in Sonoma County). If not, do the funds fall under PL 113-168 SEC.139D (a) which states "Gross income does not include the value of any Indian General Welfare Benefits and the funds are treated as excluded income?"

10. REQUESTOR'S PROPOSED ANSWER:

This County is unable to propose an answer. It does not appear the funds fall under either MPP 63-506(b)(7)(A1) or (8), and as we are not familiar with funds distributed as Indian General Welfare Benefits or PL 113-168, we are not able to propose an answer and request State guidance.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Per MPP 63-506(b) and Public Law 113-168, Indian General Welfare benefits are excluded from the households gross income.

FOR CDSS USE

DATE RECEIVED:	DATE RESPONDED TO COUNTY/ALJ:
	3.7.17 JR